

STATE OF WISCONSIN
Assembly Journal

Ninetieth Regular Session

9:08 A.M.

WEDNESDAY, October 16, 1991

The assembly met.

Speaker pro tempore Clarenbach in the chair.

The prayer was offered by Representative Hough.

Representative Holschbach led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandmuehl, Carpenter, Clarenbach, S. Coggs, Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Goetsch, Gard, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Vander Loop, Vanderperren, Van Dree, Van Gorden, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 96.

Absent — None.

Absent with leave — Representative M. Coggs — 1.

Vacancies — 50th and 86th Assembly Districts — 2.

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 67** offered by committee on Consumer Affairs.

Assembly substitute amendment 1 to **Assembly Bill 289** offered by committee on Consumer Affairs.

Assembly amendment 1 to **Assembly Bill 403** offered by Joint Committee on Finance.

Assembly substitute amendment 1 to **Assembly Bill 624** offered by Representatives Prosser, Coleman, Panzer, Gard, Foti, Ainsworth, Kaufert, Wimmer, Klusman, Underheim, Ott, Turba, Duff, Loucks, Ourada, Urban, Vrakas, Brandmuehl Radtke, Vergeront, Deininger, Porter, Freese, Silbaugh, Darling, Hahn, Lehman, Ladwig, Schneiders, Zien, Van Gorden, Rosenzweig and Lorge

Assembly amendment 2 to **Senate Bill 155** offered by Representatives Kaufert and Medinger.

Assembly amendment 3 to **Senate Bill 155** offered by Representative Musser.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Bill 598

Relating to control of erosion from construction sites of one-family and 2-family dwellings, granting rule-making authority and providing an exemption from rule-making procedures.

By Representatives Medinger, Seery, Black, Roberts, Hasenohrl and Duff, cosponsored by Senator Rude, by request of La Crosse County Department of Land Conservation.

To committee on Environmental Resources, Utilities and Mining.

Assembly Bill 599

Relating to the regulation of real estate appraisers and granting rule-making authority.

By Representatives Potter, Wineke, Ladwig, Darling, Hubler, Welch, Antaramian, Reynolds, Lorge and Plache, cosponsored by Senator Plewa.

To committee on Housing.

Assembly Bill 600

An act relating to inoculations against viral hepatitis, type B, for law enforcement officers and making an appropriation.

By Representatives Fortis, Krusick, Musser, Van Dree, Robson, Carpenter, Rohan, Radtke, Lautenschlager, Boyle, Seery, Gronemus, Stower, Turner, S. Coggs, Coleman, Black, Bock, Medinger, Hisrich, Holschbach, Kaufert, Silbaugh, Lorge, Duff, Hough, Moore and Potter, cosponsored by Senators Feingold, Chvala, Burke, Buettner, Breske, Andrea and Rude.

To committee on Criminal Justice and Public Safety.

Assembly Bill 601

Relating to state aid to local governmental units for costs of operating water safety patrol units.

By Representatives Fortis, Bock, Carpenter and Cullen, cosponsored by Senators Burke, Barrett, Czarnecki and Plewa.

To committee on Urban and Local Affairs.

Assembly Bill 602

Relating to firearms and providing penalties.

By Representatives Schneiders, Krusick, Ladwig, Nass, Urban, Musser, Ainsworth, Loucks, Turba, Vrakas, Radtke, Duff, Silbaugh, Rosenzweig, Hahn and Ott, cosponsored by Senators Farrow, Stitt, Lasee and Huelsman.

To committee on Criminal Justice and Public Safety.

Assembly Bill 603

Relating to firearms and providing penalties.

By Representatives Schneiders, Krusick, Urban, Brandemuehl, Vrakas, Foti, Klusman, Duff, Goetsch, Ladwig, Nass, Loucks and Musser, cosponsored by Senators Farrow, Stitt and Rude.

To committee on Criminal Justice and Public Safety.

Assembly Bill 604

Relating to requiring vans transporting certain passengers to stop at railroad crossings.

By Representatives Duff, Ourada, Urban and Boyle.

To committee on Highways.

Assembly Bill 605

Relating to proration of property taxes if less than a full parcel of real property is conveyed.

By Representatives Lehman, Goetsch, Duff, Welch, Van Gorden, Schneiders, Hahn and Ladwig, cosponsored by Senators Stitt, Buettner, Weeden and Petak.

To committee on Ways and Means.

Assembly Bill 606

Relating to minimum sentences for controlled substances offenses.

By Representatives Gard, Silbaugh, Brandemuehl, Stower, Loucks, Ainsworth, Duff, Klusman, Zien, Coleman, Radtke, Welch, Rosenzweig, Kaufert Ott, Foti and Freese, cosponsored by Senators Petak, Buettner, Lasee, Stitt, Breske and Farrow.

To Special Committee on Drug Enforcement, Education and Treatment.

Assembly Bill 607

Relating to requiring insurers to pay health care providers directly when an insured has assigned insurance benefits.

By Representatives Gard, Bock, Kaufert, Urban, Foti, Klusman, Musser, Brandemuehl, Ott, Vrakas, Radtke and Lehman, cosponsored by Senator Buettner.

To Special Committee on Reform of Health Insurance.

Assembly Bill 608

Relating to the requirements for certain members of the Wisconsin retirement board.

By Representatives Ourada, Clarenbach, Deininger, Boyle, Silbaugh, Zien and Lorge, cosponsored by Senators Andrea and Decker.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 609

Relating to special hunting and fishing permits for certain disabled persons.

By Representatives Van Gorden, Hisrich, Ourada, Huber, Lehman, Boyle, Gard, Bolle, Lorge, Coleman, Turba, Hahn, Silbaugh, Ainsworth, Musser, Van Dreel, Brandemuehl, Zien, Radtke and Stower, cosponsored by Senators Breske, Roshell and Buettner.

To committee on Tourism and Recreation.

Assembly Bill 610

Relating to immunity for physicians who provide medical care to participants in athletic events or contests.

By Representative Schneider.

To committee on Public Health and Regulation.

Assembly Bill 611

Relating to weight limitations and annual or consecutive month permits for vehicles or vehicle combinations transporting garbage or refuse.

By Representatives Hasenohrl, Vanderperren and Hamilton, cosponsored by Senators Roshell, Andrea and Moen.

To committee on Highways.

Assembly Bill 612

Relating to limitations of actions regarding professional accounting services.

By Representatives Roberts, Hamilton, Loucks, Rosenzweig, Baldus, Deininger, Schneiders, Urban, Silbaugh, Foti, Prosser, Radtke, Coleman, Kaufert, Ott, Barca, Bolle, Van Dreel and Rohan, cosponsored by Senators Van Sistine, Andrea, Buettner and Moen.

To committee on Judiciary.

Assembly Bill 613

Relating to tuition for undergraduates at the university of Wisconsin system and granting rule-making authority.

By Representatives Baldus, Gruszynski, Notestein, Medinger, Hasenohrl, Carpenter, Hubler, Boyle, Hamilton, Roberts, Swoboda, Musser, Hisrich, Fortis and Barca, cosponsored by Senators Risser and Chvala.

To committee on Colleges and Universities.

Assembly Bill 614

Relating to expanding physician availability in certain medical shortage areas in the state, granting rule-making authority, making appropriations and providing a penalty.

By Legislative Council.

To Special Committee on Reform of Health Insurance.

Assembly Bill 615

Relating to the practice of nurse-midwifery in the state, creating a nurse-midwife loan assistance program, requiring insurance coverage of nurse-midwife services, making appropriations and providing a penalty.

By Legislative Council.

To committee on Public Health and Regulation.

Assembly Bill 616

Relating to medical assistance for certain low-income children and pregnant women and making appropriations.

By Legislative Council.

To committee on Children and Human Services.

Assembly Bill 617

Relating to medical assistance coverage for pregnant women and making an appropriation.

By Legislative Council.

To committee on Children and Human Services.

Assembly Bill 618

Relating to a prenatal care outreach and education pilot project and making an appropriation.

By Legislative Council.

To committee on Public Health and Regulation.

Assembly Bill 619

Relating to creating a prenatal care mobile van pilot project and making an appropriation.

By Legislative Council.

To committee on Public Health and Regulation.

Assembly Bill 620

Relating to creating a pilot prenatal care clinic project and making appropriations.

By Legislative Council.

To committee on Public Health and Regulation.

Assembly Bill 621

Relating to expanding the early identification of pregnancy program and making an appropriation.

By Legislative Council.

To committee on Public Health and Regulation.

Assembly Bill 622

Relating to consent for an unemancipated minor's abortion, informed consent and a waiting period for abortion, outreach to low-income pregnant women, the state supplemental food program for women, infants and children, prohibiting abortions based on the gender of a fetus or an unborn child, employment requirements for recipients of public assistance, determination of viability prior to performance of abortion, family leave, use of human organs of a fetus or an unborn child, adoption assistance, making appropriations and providing penalties.

By Representatives Medinger, Grobschmidt, Wood, Holschbach, Ott, Musser, Stower, Porter, Bolle, Holperin, Swoboda, Ourada, Lorge and Vanderperren, cosponsored by Senators Petak, Andrea, Van Sistine, Plewa, Roshell and Schultz.

To committee on Children and Human Services.

Assembly Bill 623

Relating to the ownership of sunken logs.

By Representatives Linton, Schwartz, Hahn, Carpenter, Krug, Hasenohrl, Hamilton, Boyle, Lorge, Hiarich, Schneiders, Vanderperren, Zien, Radtke, Baldus and Goetsch, cosponsored by Senator Andrea.

To committee on Agriculture, Aquaculture and Forestry.

Assembly Bill 624

Relating to: the payment of supplemental aid to school districts; the rate for the temporary recycling

surcharge and the surcharge imposed on tax-option corporations; the amounts of certain public debt authorizations; transferring the property tax deferral program to the Wisconsin housing and economic development authority; increasing the rate of the cigarette tax; the method of financing construction of an Olympic ice training center and the method of financing maintenance of the Olympic ice rink; decreasing an appropriation to the department of corrections; stopping or inspecting vehicles to enforce certain state and local laws; making the tobacco products tax receipts accrued tax receipts; providing grants to the committees on area promotion and transferring funds from the Wisconsin development reserve fund; stating on the property tax bill the amount spent for solid waste collection and disposal; and making appropriations.

By Representative Prosser.

To Joint Committee on Finance.

COMMITTEE REPORTS

The committee on Environmental Resources, Utilities and Mining reports and recommends:

Assembly Bill 266

Relating to avoidance of duplicate electric facilities and electric service extensions.

Adoption of assembly amendment 2:

Ayes: (10) Noes: (2)

Passage: Ayes: (10) Noes: (2)

To committee on Rules.

THOMAS SEERY

Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 74

Relating to the discharge of phosphorous into the waters of this state and granting rule-making authority.

Adoption of assembly substitute amendment 1:

Ayes: (12) Noes: (3)

Passage: Ayes: (9) Noes: (6)

To committee on Rules.

BARBARA LINTON

Assembly Chairperson

The committee on Government Operations and Corrections reports and recommends:

Assembly Bill 69

Relating to requiring certain municipalities to allow the payment of personal property taxes in instalments.

Without recommendation (Assembly Rule 19)

To Joint Committee on Finance.

JOURNAL OF THE ASSEMBLY [October 16, 1991]

Assembly Bill 101

Relating to allowing rollovers from qualified pension plans and individual retirement accounts to the Wisconsin retirement system.

Adoption of assembly substitute amendment 1:
Ayes: (8) Noes: (0)

Passage: Ayes: (8) Noes: (0)
To committee on Rules.

Assembly Bill 379

Relating to various changes affecting the Wisconsin retirement system and group insurance and other benefit plans for public employes and granting rule-making authority.

Adoption of assembly amendment 1:
Ayes: (8) Noes: (0)

Passage: Ayes: (8) Noes: (0)
To committee on Rules.

Assembly Bill 422

Relating to creating a council on educational programs in the department of corrections, establishing objectives for educational programs and providing for a long-range educational plan.

Passage: Ayes: (8) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 423

Relating to the corrections budget.

Passage: Ayes: (8) Noes: (0)
To committee on Rules.

Assembly Bill 434

Relating to representation on the joint survey committee on retirement systems, the retirement research committee and the employe trust funds board and making an appropriation.

Passage: Ayes: (8) Noes: (0)
To committee on Rules.

Assembly Bill 453

Relating to home visits, leaves, conditional releases, terminations and discharges of persons subject to criminal commitment orders, rights of crime victims and liability for failure to follow notification procedures.

Passage: Ayes: (8) Noes: (0)
To committee on Rules.

LEO HAMILTON
Chairperson

The committee on Public Health and Regulation reports and recommends:

Assembly Bill 378

Relating to creating a council on the statewide poison control system, establishing a statewide poison control system, granting rule-making authority and making an appropriation.

Adoption of assembly amendment 1:
Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 432

Relating to permitting certain hospitals to provide staff privileges to certain psychologists.

Adoption of assembly amendment 1:
Ayes: (11) Noes: (0)

Passage: Ayes: (11) Noes: (0)
To committee on Rules.

JUDY ROBSON
Chairperson

The committee on State Affairs reports and recommends:

Assembly Joint Resolution 81

Relating to proclaiming a Bill of Rights Week.

Adoption: Ayes: (10) Noes: (0)
To committee on Rules.

JOHN MEDINGER
Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly amendment 1 to **Senate Joint Resolution 49**
Assembly substitute amendment 1 to **Senate Bill 49**
Assembly Bill 194

Passed and asks concurrence in:

Senate Bill 20
Senate Bill 203
Senate Bill 232
Senate Bill 270
Senate Bill 271

Adopted and asks concurrence in:

Senate Joint Resolution 53

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 53

Relating to requesting a study of alternative education programs in public schools.

By Senators Potter, Ulichny, Chvala, Farrow, Huelsman, Jauch and Van Sistine; cosponsored by Representatives Krusick, Van Dreel, Hough, Grobschmidt, Coleman, Radtke, Medinger, Swoboda, Huber, Vrakas, Baumgart and Ladwig.

To committee on Education.

Senate Bill 20

Relating to the period during which a retired public employe may delay the use of sick leave credits for the payment of postretirement health insurance premiums under the state group health insurance program.

By Senators Moen and Kreul; cosponsored by Representatives Plache, Carpenter, Black, Silbaugh, Lorge, M. Coggs, Musser, Zien and Hamilton, by request of Clarence J. Wandrey of Eau Claire.

To committee on Rules.

Senate Bill 203

Relating to the requirements for the promulgation of emergency rules by state agencies.

By Senators Plewa, Burke, Cowles, Barrett, Petak, Rude, Roshell, Moen, Breske and Huelsman; cosponsored by Representatives Swoboda, Notestein, Grobschmidt, Hahn, Krug, Young, Fortis, Hamilton and Urban.

To committee on Government Operations and Corrections.

Senate Bill 232

Relating to payment to the clerk of court of income withheld under a notice of assignment concerning an order for support.

By Senator Adelman; cosponsored by Representative Bell.

To committee on Judiciary.

Senate Bill 270

An act to ratify the agreement negotiated between the state of Wisconsin and the Wisconsin Education Association Council, for the 1991-93 biennium, covering employes in the professional education collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on Rules.

Senate Bill 271

An act to ratify the agreement negotiated between the state of Wisconsin and the State Engineering Association for the 1991-93 biennium, covering employes in the professional engineering collective bargaining unit, and authorizing an expenditure of funds.

By joint committee on Employment Relations.

To committee on Rules.

LEAVES OF ABSENCE

Representative Notestein asked unanimous consent for a leave of absence for today's session for Representative M. Coggs. Granted.

Representative Barca asked unanimous consent that the assembly stand recessed for thirty-two minutes. Granted.

The assembly stood recessed.

9:11 A.M.

RECESS

10:55 A.M.

The assembly reconvened.

Representative S. Coggs in the chair.

Representative Kunicki asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker pro tempore Clarenbach in the chair.

CALENDAR OF WEDNESDAY, OCTOBER 16

Assembly Bill 91

An act relating to state finances and appropriations, constituting the executive budget act of the 1991 legislature and making appropriations.

C-30. Shared Revenues — Supplemental State School Aid

Section 216 [as it relates to s. 20.835 (7) (a) in fiscal year 1991-92]

Representative Travis asked unanimous consent that the rules be suspended and that item veto C-30 of **Assembly Bill 91** be made a Special Order of Business at 2:00 P.M. today. Granted.

MOTIONS

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 192** be withdrawn from the committee on Elections and Constitutional Law and referred to the Joint Committee on Finance.

Representative Prosser objected.

Representative Wimmer asked unanimous consent to be made a coauthor of **Assembly Bill 557** and **Assembly Bill 414**. Granted.

Assembly Joint Resolution 86

Relating to declaring October 1991 Domestic Violence Awareness Month.

The question was: Shall **Assembly Joint Resolution 86** be adopted?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt,

Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 95.

Noes — None.

Absent or not voting — Representatives Coggs, M. and Loucks — 2.

Motion carried.

Representative Loucks asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 86** be immediately messaged to the senate. Granted.

Assembly Bill 116

Relating to exempting from tuition at the university of Wisconsin system a resident undergraduate who is the spouse or child of a slain conservation warden, fire fighter or law enforcement officer.

Representative Bolle moved that **Assembly Bill 116** be referred to the committee on Veterans and Military Affairs.

The question was: Shall **Assembly Bill 116** be referred to the committee on Veterans and Military Affairs?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baumgart, Black, Bock, Bolle, Boyle, Coleman, Cullen, Darling, Deininger, Duff, Foti, Gard, Goetsch, Harsdorf, Hinkfuss, Hisrich, Holschbach, Hough, Hubler, Johnsrud, Kaufert, Klusman, Lorge, Loucks, Moore, Musser, Nass, Ourada, Panzer, Plache, Porter, Potter, Prosser, Roberts, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Silbaugh, Travis, Turba, Turner, Underheim, Van Dreel, Van Gorden, Vander Loop, Vergeront, Vrakas, Williams, Wimmer, Wood, Young and Zien — 56.

Noes — Representatives Baldus, Barca, Bell, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Fortis, Freese, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Hasenohrl, Hauke, Holperin, Huber, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Medinger, Notestein, Ott, Radtke, Reynolds,

Robson, Schwartz, Seery, Stower, Swoboda, Urban, Vanderperren, Welch, Wineke and Speaker Kunicki — 40.

Absent or not voting — Representative Coggs, M. — 1.

Motion carried.

Representative Rutkowski asked unanimous consent to be recorded as voting "No" on the previous question. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 20** be withdrawn from the committee on Rules and taken up at this time. Granted.

Senate Bill 20

Relating to the period during which a retired public employe may delay the use of sick leave credits for the payment of postretirement health insurance premiums under the state group health insurance program.

The question was: Shall **Senate Bill 20** be ordered to a third reading?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 20** be given a third reading. Granted.

The question was: **Senate Bill 20** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 96.

Noes — None.

Absent or not voting — Representative Coggs, M. — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Senate Bill 20** be immediately messaged to the senate. Granted.

Assembly Bill 131

Relating to the period during which a retired public employe may delay the use of sick leave credits for the payment of postretirement health insurance premiums under the state group health insurance program.

Representative Travis asked unanimous consent that **Assembly Bill 131** be referred to the committee on Rules. Granted.

Assembly Bill 242

Relating to exceptions under the public places discrimination law.

The question was: Shall assembly substitute amendment 2 to **Assembly Bill 242** be adopted?

Motion carried.

Representative Seery moved that **Assembly Bill 242** be referred to the committee on Housing.

The question was: Shall **Assembly Bill 242** be referred to the committee on Housing?

The roll was taken.

The result follows:

Ayes — Representatives Bell, Bock, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Fortis, Moore, Notestein, Seery and Young — 12.

Noes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Black, Bolle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Musser, Nass, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dree, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Zien and Speaker Kunicki — 84.

Absent or not voting — Representative Coggs, M. — 1.

Motion failed.

The question was: Shall **Assembly Bill 242** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 242** be given a third reading. Granted.

The question was: **Assembly Bill 242** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Black, Bolle, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Musser, Nass, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dree, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Wood, Zien and Speaker Kunicki — 84.

Noes — Representatives Bell, Bock, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Fortis, Moore, Notestein, Seery and Young — 12.

Absent or not voting — Representative Coggs, M. — 1.

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 242** be immediately messaged to the senate. Granted.

Assembly Bill 377

Relating to restricting honesty testing in employment, granting rule-making authority and providing penalties.

The question was: Shall **Assembly Bill 377** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 377** be given a third reading. Granted.

The question was: **Assembly Bill 377** having been read three times, shall the bill be passed?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Fortis, Foti,

Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hamilton, Harsdorf, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Welch, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 88.

Noes — Representatives Brancel, Duff, Hahn, Silbaugh, Vergeront, Vrakas and Wimmer — 7.

Absent or not voting — Representatives Coggs, M. and Kaufert — 2.

Motion carried.

Representative Kaufert asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Duff asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Silbaugh asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Hahn asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 377** be immediately messaged to the senate. Granted.

Representative Carpenter in the chair.

Assembly Bill 507

Relating to crimes against certain persons and property and civil actions by victims of those crimes.

Assembly amendment 1 to **Assembly Bill 507** offered by Representative Young.

Representative Clarenbach moved rejection of assembly amendment 1 to **Assembly Bill 507**.

The question was: Shall assembly amendment 1 to **Assembly Bill 507** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Grobschmidt, Gronemus, Hahn, Hamilton, Hasenohrl, Hauke, Hisrich, Holperin,

Holschbach, Hough, Huber, Hubler, Klusman, Krug, Krusick, Ladwig, Lehman, Linton, Lorge, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Prosser, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Welch, Williams, Wimmer, Wineke, Zien and Speaker Kunicki — 85.

Noes — Representatives Goetsch, Gruszynski, Harsdorf, Hinkfuss, Johnsrud, Kaufert, Lautenschlager, Radtke, Wood and Young — 10.

Absent or not voting — Representatives Bock and Coggs, M. — 2.

Motion carried.

Representative Bock asked unanimous consent to be recorded as voting "Aye" on the previous question. Granted.

The question was: Shall **Assembly Bill 507** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be given a third reading. Granted.

The question was: **Assembly Bill 507** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 507** be immediately messaged to the senate. Granted.

Assembly Bill 523

Relating to programs of interchange with foreign governments of employes of the state, institutions of higher education or local governments.

The question was: Shall **Assembly Bill 523** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 523** be given a third reading. Granted.

The question was: **Assembly Bill 523** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 523** be immediately messaged to the senate. Granted.

Assembly Bill 578

Relating to hunting from stationary vehicles by holders of disabled hunting permits and granting rule-making authority.

Assembly amendment 1 to **Assembly Bill 578** offered by Representative Holperin.

Assembly amendment 1 to assembly amendment 1 to **Assembly Bill 578** offered by Representative Musser.

The question was: Shall assembly amendment 1 to assembly amendment 1 to **Assembly Bill 578** be adopted?

Motion carried.

The question was: Shall assembly amendment 1 to **Assembly Bill 578** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 578** offered by Representative Holperin.

The question was: Shall assembly amendment 2 to **Assembly Bill 578** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 578** offered by Representatives Van Gorden and Holperin.

POINT OF ORDER

Representative Rohan rose to the point of order that assembly amendment 3 to **Assembly Bill 578** was not germane under Assembly Rule 54(3)(f).

The chair took the point of order under advisement.

Representative Travis asked unanimous consent that the assembly stand recessed until 2:00 P.M. Granted.

The assembly stood recessed.

12:00 Noon

RECESS

2:08 P.M.

The assembly reconvened.

Speaker pro tempore Clarenbach in the chair.

Representative Carpenter asked unanimous consent for a quorum call. Granted.

A quorum was present.

Representative Rohan withdrew her point of order that assembly amendment 3 to **Assembly Bill 578** was not germane.

The question was: Shall assembly amendment 3 to **Assembly Bill 578** be adopted?

Motion carried.

Assembly amendment 4 to **Assembly Bill 578** offered by Representative Lorge.

Representative Holperin moved rejection of assembly amendment 4 to **Assembly Bill 578**.

The question was: Shall assembly amendment 4 to **Assembly Bill 578** be rejected?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Brancel, Brandemuehl, Carpenter, Clarenbach, Coggs, S., Coleman, Cullen, Darling, Deininger, Duff, Fortis, Foti, Freese, Gard, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Harsdorf, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Johnsrud, Kaufert, Klusman, Krug, Krusick, Ladwig, Lautenschlager, Lehman, Linton, Loucks, Medinger, Moore, Musser, Nass, Notestein, Ott, Ourada, Panzer, Plache, Porter, Potter, Radtke, Reynolds, Roberts, Robson, Rohan, Rosenzweig, Rutkowski, Schneider, Schneiders, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turba, Turner, Underheim, Urban, Van Dreel, Van Gorden, Vander Loop, Vanderperren, Vergeront, Vrakas, Williams, Wimmer, Wineke, Wood, Young, Zien and Speaker Kunicki — 92.

Noes — Representatives Hasenohrl, Lorge, Prosser and Welch — 4.

Absent or not voting — Representative Coggs, M. — 1.

Motion carried.

The question was: Shall **Assembly Bill 578** be ordered engrossed and read a third time?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 578** be given a third reading. Granted.

The question was: **Assembly Bill 578** having been read three times, shall the bill be passed?

Motion carried.

Representative Travis asked unanimous consent that the rules be suspended and that **Assembly Bill 578** be immediately messaged to the senate. Granted.

SPECIAL ORDER OF BUSINESS
AT 2:00 P.M. ON
WEDNESDAY OCTOBER 16, 1991

Assembly Bill 91

An act relating to state finances and appropriations, constituting the executive budget act of the 1991 legislature, and making appropriations.

C-30. Shared Revenues — Supplemental State School Aid

Section 216 [as it relates to s. 20.835 (7) (a) in fiscal year 1991-92]

The assembly stood informal.

POINT OF ORDER

Representative Prosser rose to the point of order that to override item veto C-30 of **Assembly Bill 91** would violate s. 20.003(4) (Required general fund balance) of the Wisconsin Statutes. He cited as precedents the point of order on 1985 Assembly Bill 447 raised on January 28, 1986.

The chair (Speaker pro tempore Clarenbach) ruled the point of order not well taken.

Representative Prosser asked unanimous consent that item veto C-30 of **Assembly Bill 91** be laid on the table.

Representative Kunicki objected.

Representative Prosser moved that item veto C-30 of **Assembly Bill 91** be laid on the table.

The question was: Shall item veto C-30 of **Assembly Bill 91** be laid on the table?

The roll was taken.

The result follows:

Ayes — Representatives Ainsworth, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Goetsch, Hahn, Harsdorf, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch, Wimmer and Zien — 40.

Noes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Fortis, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 56.

Absent or not voting — Representative Coggs, M. — 1.

Motion failed.

The question was: Shall item veto C-30 of **Assembly Bill 91** pass notwithstanding the objection of the governor?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Baumgart, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Fortis, Goetsch, Grobschmidt, Gronemus, Gruszynski, Hahn, Hamilton, Hasenohrl, Hauke, Hinkfuss, Hisrich, Holperin, Holschbach, Hough, Huber, Hubler, Krug, Krusick, Lautenschlager, Lehman, Linton, Medinger, Moore, Notestein, Plache, Potter, Reynolds, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Silbaugh, Stower, Swoboda, Travis, Turner, Van Dreel, Vander Loop, Vanderperren, Williams, Wineke, Wood, Young, Zien and Speaker Kunicki — 61.

Noes — Representatives Ainsworth, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Foti, Freese, Gard, Harsdorf, Johnsrud, Kaufert, Klusman, Ladwig, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Rosenzweig, Schneiders, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch and Wimmer — 35.

Absent or not voting — Representative Coggs, M. — 1.

Motion failed.

Representative Bock asked unanimous consent that the assembly adjourn in honor of D.C. Furman, late grandfather of assembly messenger Evan Howell and former director of Veteran's Administration Hospital at Wood in Milwaukee, who was honored by then Governor Knowles, who declared November 27th D.C. Furman Day. Granted.

Representative Moore asked unanimous consent that the assembly adjourn in honor of Roger and Marie Stark. They stopped to offer assistance to her when she became stranded on the Interstate System, despite the fact that they were enroute to see their daughter Amy, who was in critical condition at Froedtert Memorial Lutheran Hospital in Milwaukee at the time. Granted.

Representative Klusman asked unanimous consent that the assembly adjourn in honor of her grandfather Loren Anderson, who celebrated his 87th birthday on Sunday, October 6, 1991. Granted.

Representative Lorge asked unanimous consent that the assembly adjourn in honor of his sister Julie Lorge, who is celebrating her 21st birthday today. Granted.

Representative Bolle asked unanimous consent that the assembly adjourn in honor of Representative Holschbach, who is celebrating his 65th birthday on Thursday, October 17. Granted.

Representative Stower asked unanimous consent that the assembly adjourn in honor of Harvey Munson from Amery, who last week was honored as Wisconsin's School Bus Driver of the Year. Granted.

REFERENCE BUREAU CORRECTIONS

Assembly Bill 180

Page 22, line 27: substitute "and" for "any".

VISITORS

During today's session, the following visitors honored the assembly by their presence and were welcomed by the presiding officer and the members:

Beth McLaughlin and son David from Madison, daughter and grandson of Representative Robson.

Residents of the La Crosse area promoting the first Oktoberfest in the Capitol Day, guests of Representatives Medinger, Roberts, Johnsrud and Musser.

Representative Travis moved that the assembly stand adjourned until 10:00 A.M. tomorrow.

The question was: Shall the assembly stand adjourned until 10:00 A.M. tomorrow?

The roll was taken.

The result follows:

Ayes — Representatives Antaramian, Baldus, Barca, Bell, Black, Bock, Bolle, Boyle, Carpenter, Clarenbach, Coggs, S., Cullen, Fortis, Foti, Grobschmidt, Gronemus, Gruszynski, Hamilton, Hasenohrl, Hauke, Hinkfuss, Holperin, Holschbach, Hough, Hubler, Krug, Krusick, Lautenschlager, Linton, Medinger, Moore, Notestein, Plache, Potter, Roberts, Robson, Rohan, Rutkowski, Schneider, Schwartz, Seery, Stower, Swoboda, Travis, Turner, Van Dreel, Vanderperren, Williams, Wineke, Wood, Young and Speaker Kunicki — 52.

Noes — Representatives Ainsworth, Baumgart, Brancel, Brandemuehl, Coleman, Darling, Deininger, Duff, Freese, Gard, Goetsch, Hahn, Harsdorf, Hisrich, Huber, Johnsrud, Kaufert, Klusman, Ladwig, Lehman, Lorge, Loucks, Musser, Nass, Ott, Ourada, Panzer, Porter, Prosser, Radtke, Reynolds, Rosenzweig, Schneiders, Silbaugh, Turba, Underheim, Urban, Van Gorden, Vergeront, Vrakas, Welch, Wimmer and Zien — 43.

Absent or not voting — Representatives Coggs, M. and Vander Loop — 2.

Motion carried.

The assembly stood adjourned.

4:53 P.M.